

**BEFORE THE MISSOURI BOARD OF REGISTRATION
FOR THE HEALING ARTS**

MISSOURI BOARD OF
REGISTRATION
FOR THE HEALING ARTS,

Petitioner,

v.

Roger Vardeleon, M.D.,

Respondent.

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Case No. 2012-000574

ORDER

The Missouri Board of Registration for the Healing Arts (Board) met on January 19 and 20, 2012 to discuss this matter and hereby issues the following order:

1. The State Board of Registration for the Healing Arts is an agency of the State of Missouri created and established pursuant to §334.120, for the purpose of executing and enforcing the provisions of Chapter 334, RSMo.
2. On or about December 1, 2011, Respondent applied for a license with the Board as a physician and surgeon.
3. Respondent had previously been licensed by this Board as a physician and surgeon. Such license was issued on October 17, 1970. On or about January 31, 2008, the license was placed on inactive status.
4. Section 334.002.3 RSMo states:

If a licensee is granted inactive status, the licensee may return to active status by notifying the board in advance of his or her intention, paying the appropriate fees, and meeting all established requirements of the board as a condition of reinstatement.

5. Section 334.100.1 RSMo states:

The board may refuse to issue or renew any certificate of registration or authority, permit or license required pursuant to this chapter for one or any combination of causes stated in subsection 2 of this section. The board shall notify the applicant in writing of the reasons for the refusal and shall advise the applicant of the applicant's right to file a complaint with the administrative hearing commission as provided by chapter 621. As an alternative to a refusal to issue or renew any certificate, registration or authority, the board may, at its discretion, issue a license which is subject to probation, restriction or limitation to an applicant for licensure for any one or any combination of causes stated in subsection 2 of this section. The board's order of probation, limitation or restriction shall contain a statement of the discipline imposed, the basis therefor, the date such action shall become effective, and a statement that the applicant has thirty days to request in writing a hearing before the administrative hearing commission. If the board issues a probationary, limited or restricted license to an applicant for licensure, either party may file a written petition with the administrative hearing commission within thirty days of the effective date of the probationary, limited or restricted license seeking review of the board's determination. If no written request for a hearing is received by the administrative hearing commission within the thirty-day period, the right to seek review of the board's decision shall be considered as waived.

6. Rule 20 CSR 2150-2.153.9 states:

(9) An applicant for reinstatement of an inactive license who has not actively practiced as a physician in another state or country throughout the period their Missouri license was inactive, shall submit upon request any documentation requested by the board necessary to verify that the applicant is competent to practice in Missouri. Such documentation may include continuing education, additional training, or applicable documentation acceptable to the board.

7. The Board has cause to deny the license pursuant to Sections 334.100.1 and 20 CSR 2150-2.153.9.

8. Respondent has not actively practiced for approximately four years.

9. Respondent has not provided any information to the Board that he is competent to practice independently at this time.

10. Respondent has provided a plan to the Board whereby he will limit his practice to wound care in nursing homes and during the first four to eight weeks of that practice he will be monitored by a licensed physician.

11. The Board finds that issuing the license RESTRICTION is appropriate based on the above stated facts.

DECISION AND DISCIPLINARY ORDER


12. In lieu of denial, the Board shall reinstate Respondent's license, license number - R4094 as a RESTRICTED license.

13. Respondent shall only be allowed to perform medical procedures and medical care related to wound care in a nursing home or residential care facility.

14. If the Respondent wishes to appeal this order, he may do so by filing an appeal with the Administrative Hearing Commission within thirty (30) days of the effective date. The Respondent may contact the Administrative Hearing Commission at P.O. Box 1557, Jefferson City, MO 65102.

IT IS HEREBY ORDERED that upon the effective date of this order, the Respondent shall be issued a probated license pursuant to the terms of discipline listed above.

SO ORDERED EFFECTIVE THIS 8th DAY OF FEBRUARY, 2012



Tina Steinman, Executive Director
State Board of Registration for the Healing Arts